

CHAPTER NO. 649

HOUSE BILL NO. 2799

By Representative White

Substituted for: Senate Bill No. 2632

By Senator Henry

AN ACT to amend Tennessee Code Annotated, Title 67, Chapter 5, Part 13; Title 67, Chapter 5, Part 5; Title 67, Chapter 5, Part 9 and Title 67, Chapter 4, Part 1, relative to the assessment of towers and property used for telecommunications.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 67, Chapter 5, Part 5, is amended by adding the following new section:

Section _____. Whether or not owned by a public utility company, telecommunications tower properties used in whole or part for telecommunications shall be assessable by the Comptroller of the Treasury. As used in this section, telecommunications tower properties includes the tower, site improvements, land and structures supporting it.

SECTION 2. Tennessee Code Annotated, Section 67-5-1301, is amended by deleting the existing subsection (a)(2) and by substituting the following:

(2) Telephone, radio common carrier, cellular or wireless telecommunications and telecommunications tower companies;

SECTION 3. Tennessee Code Annotated, Section 67-5-903(f), is amended by deleting the words "Aircraft, Towers, and Boats" and by substituting the words "Aircraft, Boats and Towers (not classified as real property)".

SECTION 4. Tennessee Code Annotated, Section 67-5-1310, is amended by deleting the words "and telegraph companies" and by substituting the words "cellular or wireless telecommunication and telecommunication tower companies".

SECTION 5. This act shall take effect upon becoming a law and shall apply to the 2000 tax year, the public welfare requiring it. A taxpayer subject to assessment by the Comptroller of the Treasury under this act for the first time for tax year 2000 shall be afforded up to sixty (60) days, from the date the taxpayer is supplied a report form, to file any ad valorem report otherwise required by Section 67-5-1303 for tax year 2000.

PASSED: April 3, 2000


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 10th day of April 2000


DON CONQUIST, GOVERNOR